(19) World Intellectual Property Organization

International Bureau





(43) International Publication Date 31 December 2003 (31.12.2003)

PCT

(10) International Publication Number WO 2004/001009 A3

(51) International Patent Classification⁷: C12N 15/19, C07K 14/525

A61K 38/19,

(21) International Application Number:

PCT/US2003/019750

(22) International Filing Date: 23 June 2003 (23.06.2003)

(25) Filing Language: English

(26) Publication Language: English

(30) Priority Data:

60/391,050 24 June 2002 (24.06.2002) US

(71) Applicant (for all designated States except US): GENEN-TECH, INC. [US/US]; 1 DNA Way, South San Francisco, CA 94080 (US).

(72) Inventors; and

(75) Inventors/Applicants (for US only): HYMOWITZ, Sarah [US/US]; 1501 Beach #301, San Francisco, CA 94123 (US). KELLEY, Robert, F. [US/US]; 1029 San Felipe Avenue, San Bruno, CA 94066 (US). LINDSTROM, Stephanie, Ho [US/US]; 20 Queen Anne Court, Millbrae, CA 94030 (US).

(74) Agent: MARSCHANG, Diane, L.; Genentech, Inc., MS 49, 1 DNA Way, South San Francisco, CA 94080-4990 (US).

(81) Designated States (national): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NI, NO, NZ, OM, PG, PH, PL, PT, RO, RU, SC, SD, SE, SG, SK, SL, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, YU, ZA, ZM, ZW.

(84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IT, LU, MC, NL, PT, RO, SE, SI, SK, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

Published:

with international search report

(88) Date of publication of the international search report: 28 October 2004

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.



INTERNATIONAL SEARCH REPORT

International application No.

PCT/US03/19750

ASSIFICATION OF SUBJECT MATTER A61K 38/10: C12N 15/10: C07K 14/525			
IPC(7) : A61K 38/19; C12N 15/19; C07K 14/525 *US CL : 424/85.1; 514/2; 435/69.5, 172.3, 252.3, 320.1; 536;23.1, 23.5, 24.31			
According to International Patent Classification (IPC) or to both national classification and IPC			
B. FIELDS SEARCHED	_		
Minimum documentation searched (classification system followed by classification symbols) U.S.: 424/85.1; 514/2; 435/69.5, 172.3, 252.3, 320.1; 536;23.1, 23.5, 24.31			
Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched			
Electronic data base consulted during the international search (name of data base and, where practicable, search terms used) Please See Continuation Sheet			
C. DOCUMENTS CONSIDERED TO BE RELEVANT	\exists		
Category * Citation of document, with indication, where appropriate, of the relevant passages Relevant to claim No	\Box		
Y WO 01/00832 (GENENTECH, INC.) 04 January 2001 (04.01.2001), Table 1 1-30 and 32			
A US 6,284,236 B1 (WILEY et al.) 04 September 2001 (04.09.2001) 1-30 and 32			
E, X WO 03/029420 A2 (GENENTECH, INC.) 10 April 2003 (10.04.2003), Table 1 1-30 and 32			
Further documents are listed in the continuation of Box C. See patent family annex.	- [
* Special categories of cited documents: "T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention be of particular relevance			
"E" carlier application or patent published on or after the international filing date "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone			
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified) "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art			
"O" document referring to an oral disclosure, use, exhibition or other means			
"P" document published prior to the international filing date but later than the			
Date of the actual completion of the international search Date of mailing of the international search report	┨		
22 July 2004 (22.07.2004)			
Name and mailing address of the ISA/US Mail Stop PCT, Attn: ISA/US Commissioner for Patents P.O. Box 1450 Authorized officer Rachel B. Kapust	14		
Alexandria, Virginia 22313-1450 Telephone No. (703) 308-0196			
Facsimile No. (703) 305-3230 Form PCT/ISA/210 (second sheet) (July 1998)			

INTERNATIONAL SEARCH REPORT

International application No.

PCT/US03/19750

Box I Observations where certain claims were found unsearchable (Continuation of Item 1 of first sheet)		
This international report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:		
1. Claim Nos.: because they relate to subject matter not required to be searched by this Authority, namely:		
2. Claim Nos.: because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically:		
3. Claim Nos.: 31 and 33-38 because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).		
Box II Observations where unity of invention is lacking (Continuation of Item 2 of first sheet)		
This International Searching Authority found multiple inventions in this international application, as follows:		
 As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee. As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claims Nos.: 		
4. No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.: Remark on Protest The additional search fees were accompanied by the applicant's protest. No protest accompanied the payment of additional search fees.		

Form PCT/ISA/210 (continuation of first sheet(1)) (July 1998)

·	PCT/US0	
INTERNATIONAL SEARCH REPORT	1017000	
INTERNATIONAL SEARCH REPORT		
,		
	1	
Continuation of B. FIELDS SEARCHED Item 3:		
FAST MEDI INE CADI HE SCIEFARCH DIODIE HEDATEHLI DOTT	TIT T	
End 1, MEDILINE, CALLOS, SCISEARCH, BIOSIS, OSPATFULL, PC II	ULL	
search terms: TNES10 TDAIL ADOQUADOQUE and	ton a second second	
EAST, MEDLINE, CAPLUS, SCISEARCH, BIOSIS, USPATFULL, PCTF search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
	ism, mutant, mutation, substitution	
search terms: TNFS10, TRAIL, APO2L, APO2 ligand, variant, polymorph	ism, mutant, mutation, substitution	
	ism, mutant, mutation, substitution	

Form PCT/ISA/210 (second sheet) (July 1998)